

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Peter Hochberg on 3/29/2010.

The application has been amended as follows:

#### IN THE CLAIMS:

1. In claim 11, in line 2, please **delete** "inhibited" and **insert** "decreased".

### REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance: the prior art does not teach or suggest a method influencing the activity of *Helicobacter pylori*, comprising treating *Helicobacter pylori* with an effective amount of a pleuromutilin.

There was no prior art found teaching that pleuromutilins influence the activity of *Helicobacter pylori*. Applicants teach that activity of *Helicobacter pylori* is decreased following administration of an effective amount of a pleuromutilin in the specification on pages 55-56.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

Art Unit: 1627

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Renee Claytor whose telephone number is (571)272-8394. The examiner can normally be reached on M-F 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sreeni Padmanabhan can be reached on 571-272-0629. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Renee Claytor

Application/Control Number: 10/510,532

Page 4

Art Unit: 1627

/SREENI PADMANABHAN/

Supervisory Patent Examiner, Art Unit 1627